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OFFICE OF PETITIONS

In re Application of :
Dierk Schoen :
Application No. 10/597,110 :
Filed: May 10, 2007 :
Attorney Docket No. WEBE-0020 :

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed May 28, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to file a proper reply in a timely manner to the non-final Office action mailed May 22, 2008, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on August 23, 2008. A Notice of Abandonment was mailed on April 28, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment after non-final, (2) the petition fee of \$1,620, and (3) a proper statement of unintentional delay. Accordingly, the amendment is accepted as being unintentionally delayed.

This application is being referred to Technology Center AU 3729 for appropriate action by the Examiner in the normal course of business on the reply received May 28, 2009.

Carl Friedman
Petitions Examiner
Office of Petitions